GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

HM&FW(Vig)Department– Dr. K. Sunil Kumar, formerly CAS PHC Manopad, Mahaboobnagar District presently working as Asst Prof of pathology, KMC Kurnool – Charges framed – Written Statement of Defence submitted – Appointed Enquiry Officer - Enquiry report submitted – Warning letter issued duly treating the suspension period as leave which is eligible - Appeal submitted for treating the period as duty - Rejected - Contempt Case No.130 of 2021 in W.P No.4689 of 2020 - implementation of the court orders i.e treating the suspension period from 08.05.2009 to 03.08.2010 as duty - Orders issued by the DPH&FW - Ratified – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC.II.1) DEPARTMENT

G.O.Rt.No.464. **Dated:23-08-2021.**
Read the following:-

1. Rc No.85/VC.III.C/2008 dt.08.06.2009 of the DPH&FW, A.P.
2. District Medical and Health Officer, Mahaboobnagar vide letter Rc.No.2763/E1/09 dt. 08.10.2009.
3. Rc.No.85/VC.III.0/2008, dt.08.07.2010 of the DPH&FW, A.P.
4. RC. NO. 85/VC. III C/2009. Dt. 21.12.2011 of the DPH&FW, A.P .
5. Appeal petition of the individual Dt. 02.02.2012.
6. RC. NO. 85/VC. III C/2009, dt.02/08/2012 of the DPH&FW, A.P.
7. Appeal petition of the individual Dt. 07.04.2015.
8. Govt. Memo.no.21021/19/2018 VC.II.1-05 HM&FW (VC.II.1) Dept dt. 21.08.2018.
9. Orders of the Hon'ble Tribunal on 19.02.2019 in O.A. NO. 2213/2018.
10. Orders of the High Court in W.P.No.4689 of 2020, dt.26.02.2020
11. Show Cause Notice dt. 5.3.2021 in Contempt Case No.130 of 2021 of the Hon'ble High Court of A.P.
12. RC.No. 853/VC.III.C/2018, dt 31.03.2021 of the DPH&FW, A.P, Vijayawada.
13. From the DPH&FW, AP, Vijayawada, Lr.Rc.No.853/ VC.II.C/2015, dt.16.07.2021.

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O R D E R:

Whereas, in the 1st read above, on certain allegations charges were framed against Dr. K. Sunil Kumar, formerly CAS PHC Manopad, Mahaboobnagar District presently working as Asst Prof of pathology, KMC Kurnool. In the reference 2nd read above, the Charged Officer has submitted her Written Statement of Defence. After examining the Written Statement of Defence of the Charged Officer, which was not convincing, regular enquiry was ordered by the Director of Public Health & Family Welfare by appointing the Enquiry Officer to inquire into the charges framed against him vide reference 3rd read above.

2. Whereas, after receipt of the Enquiry Report, the Director of Public Health & Family Welfare have issued the warning letter to the individual and treated the suspension period from 08.05.2009 to 03.08.2010 as leave which is eligible in the reference 4th read above,. In the reference 6th and 8th read above, the Appeal petitions of the individual for treating the suspension period as duty are rejected.

(PTO).

3. The Director of Public Health & Family Welfare have filed W.P No.4689 of 2020 against the orders issued by the Tribunal in the O.A.No.2213/2018, dt.19/02/2019. The Hon'ble High Court have dismissed the W.P in the reference 10th read above and issued the contempt notice No.130 of 2021, dt. 05/03/2021.

4. In view of the Contempt Notice received from the Hon'ble High Court the Director of Public Health & Family Welfare, A.P, Vijayawada have issued the orders duly treating the suspension period from 08.05.2009 to 03.08.2010 as duty in respect of Dr. K. Sunil Kumar, formerly CAS PHC Manopad, Mahaboobnagar District presently working as Asst Professor of pathology, KMC Kurnool in the reference 12th read above, and requested the Government to ratify the orders issued by the Director of Public Health & Family Welfare, A.P, Vijayawada, in the reference 13th read above.

5. Government after careful examination of the matter, here with ratified the orders issued by the Director of Public Health & Family Welfare, A.P, Vijayawada, in the ref.12th read above.

6. The Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada shall take further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada.
Copy to:
The OSD to Hon'ble Dy.CM (HFW&ME), AP, Secretariat.
The PS to Principal Secretary to Government, HM&FW Department, AP, Secretariat.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER